

# EXHIBIT 137

(EXHIBIT FILED UNDER SEAL)

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: DA VINCI SURGICAL )  
ROBOT ANTITRUST LITIGATION ) Case No.:  
----- ) 3:21-cv-03825-VC  
THIS DOCUMENT RELATES TO: )  
ALL CASES ) Pages 1 to 205  
----- )  
SURGICAL INSTRUMENT SERVICE )  
COMPANY, INC., )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
INTUITIVE SURGICAL, INC., )  
 )  
Defendant. )  
----- )

DEPOSITION OF:  
CLIFTON EARL PARKER, VOLUME I  
TUESDAY, OCTOBER 25, 2022  
9:08 a.m. Eastern Daylight Time

REPORTED BY:  
Vickie Blair  
CSR No. 8940, RPR-CRR  
JOB NO. 5541122

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1	[REDACTED]	11:46:26
2	A [REDACTED]	11:46:30
3	[REDACTED]	11:46:38
4	[REDACTED]	11:46:42
5	[REDACTED]	11:46:46
6	[REDACTED]	11:46:49
7	[REDACTED]	11:46:53
8	[REDACTED]	11:47:00
9	[REDACTED]	11:47:05
10	[REDACTED]	11:47:10
11	[REDACTED]	11:47:13
12	[REDACTED]	11:47:18
13	Q [REDACTED]	11:47:20
14	[REDACTED]	11:47:24
15	[REDACTED]	11:47:29
16	MS. WINNER: [REDACTED]	11:47:34
17	THE WITNESS: [REDACTED]	11:47:39
18	MS. WINNER: [REDACTED]	11:47:39
19	THE WITNESS: [REDACTED]	11:47:40
20	[REDACTED]	11:47:43
21	[REDACTED]	11:47:47
22	BY MR. CORRIGAN:	11:47:49
23	Q [REDACTED]	11:47:50
24	[REDACTED]	11:47:51
25	[REDACTED]	11:47:55

1	A	[REDACTED]	11:47:58
2		[REDACTED]	11:48:01
3		[REDACTED]	11:48:04
4		[REDACTED]	11:48:07
5	Q	[REDACTED]	11:48:10
6		[REDACTED]	11:48:12
7	A	[REDACTED]	11:48:15
8		[REDACTED]	11:48:17
9		[REDACTED]	11:48:20
10		[REDACTED]	11:48:22
11		[REDACTED] [REDACTED]	11:48:26
12		[REDACTED]	11:48:30
13		[REDACTED] [REDACTED]	11:48:35
14		[REDACTED]	11:48:38
15		[REDACTED]	11:48:43
16		[REDACTED] [REDACTED]	11:48:49
17		[REDACTED]	11:48:51
18		[REDACTED]	11:48:53
19		[REDACTED]	11:48:54
20		[REDACTED]	11:48:57
21		[REDACTED]	11:49:03
22		[REDACTED]	11:49:07
23		[REDACTED]	11:49:11
24	Q	[REDACTED]	11:49:12
25		[REDACTED]	11:49:14

1			11:49:19
2	A		11:49:20
3	Q		11:49:20
4	A		11:49:21
5			11:49:26
6			11:49:27
7			11:49:34
8			11:49:38
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12	Q		11:49:59
13	A		11:50:01
14	Q		11:50:04
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16			11:50:10
17	A		11:50:13
18		MS. WINNER:	11:50:14
19			11:50:21
20		THE WITNESS:	11:50:21
21			11:50:25
22		BY MR. CORRIGAN:	11:50:26
23	Q		11:50:26
24	A		11:50:29
25			11:50:30

1       obtained from the manufacturer directly that did not       12:18:27  
2       require serial numbers, and we could replace those       12:18:30  
3       parts, as well.       12:18:34

4             Q       Do you know if there were other firms that       12:18:37  
5       were considering entering the da Vinci robot service       12:18:40  
6       market?       12:18:43

7             A       Yes.       12:18:43

8             Q       What other firms are you aware of?       12:18:44

9             A       Medtronic, I do know they had done some       12:18:48  
10       work in Europe; and then, of course, Medline, one or       12:18:53  
11       two worked with us; and Rebotix, as well, Rebotix was       12:19:02  
12       using us for robot repairs for their customers.       12:19:04

13            Q       Do you know of other independent repair       12:19:11  
14       companies that provide service for other types of       12:19:13  
15       medical robots?       12:19:15

16            A       I haven't done any analysis, that's       12:19:20  
17       probably a Kevin question.       12:19:23

18            Q       Uh-huh.       12:19:24

19            A       But service -- the service industry for       12:19:25  
20       all medical devices is huge. I mean, there would be no       12:19:29  
21       medical -- the industry would crash without the -- the       12:19:34  
22       repair industry today, so if you just said no more       12:19:42  
23       repairs, you would see a drastic change in medical care       12:19:44  
24       in the United States.       12:19:51

25            Q       Why do you say the industry would crash       12:19:53

1 without the repair market? 12:19:58

2 A Because I've been -- I've heard that 30, 12:19:59

3 35 percent of all the repairs in the U.S. are done by 12:20:02

4 third-party repair companies. 12:20:07

5 Q Uh-huh. 12:20:09

6 A And if that ceased to exist, the OEMs 12:20:11

7 don't have the capacity and the manpower to fill that 12:20:18

8 void. 12:20:20

9 Q Based on your experience with hospitals, 12:20:20

10 what was the ho- -- what were hospital's perceptions 12:20:23

11 about Restore servicing the da Vinci robot? 12:20:28

12 MS. WINNER: Objection. Lack of 12:20:31

13 foundation. Form of the question. 12:20:32

14 THE WITNESS: So every -- let me rephrase 12:20:35

15 that. 12:20:39

16 The majority of the hospitals that we 12:20:40

17 spoke to were very positive about us doing repairs, 12:20:44

18 they wanted an alternative, they wanted a second look, 12:20:47

19 somebody that could say, yes, that -- that is the 12:20:52

20 problem, they wanted another pricing alternative, they 12:20:57

21 wanted another entity that could provide service 12:21:03

22 potentially quicker, and less arrogant, and these were 12:21:08

23 the things that -- that we heard is they wanted a 12:21:15

24 company like Restore to be in business to keep the 12:21:19

25 industry running smoothly and give them options. 12:21:25

1 business. 12:24:26

2 Q So you were getting into the EndoWrist 12:24:28

3 repair business and you figured we're going to be in 12:24:31

4 one of them, let's do the end -- let's do the robot 12:24:32

5 service, as well; is that right? 12:24:36

6 A That's correct. 12:24:37

7 Q [REDACTED] 12:24:37

8 [REDACTED] 12:24:41

9 [REDACTED] 12:24:45

10 A [REDACTED] 12:24:46

11 [REDACTED] 12:24:51

12 [REDACTED] 12:24:56

13 [REDACTED] 12:24:59

14 [REDACTED] 12:25:04

15 [REDACTED] [REDACTED] 12:25:10

16 [REDACTED] 12:25:15

17 Q Uh-huh. 12:25:20

18 A -- once that -- you know, the business 12:25:21

19 stopped as a result of Intuitive's actions. 12:25:23

20 Q Did you have any projections on overall 12:25:27

21 independent repair companies' ability to penetrate the 12:25:32

22 da Vinci robot service market? 12:25:37

23 A No. 12:25:38

24 MS. WINNER: Object to the form. 12:25:41

25 /// ///